

Coast Guard, DHS

§ 148.02-1

§ 148.01-11 Special permits; standard conditions.

(a) Each person to whom a special permit is issued under the terms of § 148.01-9 shall comply with all requirements of this part except as specifically provided by the terms of the special permit.

(b) Unless otherwise specified in the special permit, each shipment made under special permit must comply with the following:

(1) Each shipping paper issued and the dangerous cargo manifest prepared in connection with such shipment must bear the notation "CG Special Permit No. *" with the * to be filled in with the assigned special permit number.

(2) Each person to whom a special permit is issued shall furnish a summary of experience to the U.S. Coast Guard (G-MSO), Washington, DC 20593, before the date of expiration of the permit and when any amendment to the special permit is requested. The information must include the number of shipments made, tonnage of each shipment, and what vessel's and U.S. Ports were involved. In addition, an immediate report must be submitted the U.S. Coast Guard (G-MSO) in the event of any casualty, accident, or damaging incident which occurs when transporting solid hazardous materials in bulk under the terms of a special permit.

(3) A copy of the special permit, kept current, and any amendments thereto, must be on board each vessel while transporting solid hazardous materials in bulk under the terms of a special permit. The special permit must be kept with the dangerous cargo manifest (§ 148.02-3).

(c) Each permit is subject to suspension or revocation for cause by the U.S. Coast Guard before its expiration date.

[CGD 83-067a, 49 FR 16794, Apr. 20, 1984, as amended by CGD 95-072, 60 FR 50465, Sept. 29, 1995; CGD 96-041, 61 FR 50731, Sept. 27, 1996]

§ 148.01-13 Assignment and certification.

(a) The National Cargo Bureau, Inc., is authorized to assist the U.S. Coast Guard in administering the provisions contained in this part that are applicable to the transportation of solid haz-

ardous materials in bulk on vessels with respect to:

(1) Inspection of vessels for suitability for loading such materials in bulk;

(2) Examination of stowage of such materials loaded in bulk on board vessels;

(3) Making recommendations as to stowage requirements applicable to the transportation of such materials in bulk; and

(4) Issuing of certificates of loading, setting forth that the stowage of such materials in bulk is in accordance with applicable regulations contained in this part.

(b) Certificates of loading from the National Cargo Bureau, Inc., are accepted as evidence of compliance with the applicable provisions of this part with respect to the transportation of solid hazardous materials in bulk on board vessels.

§ 148.01-15 Right of appeal.

Any person directly affected by a decision or action taken under this part, by or on behalf of the Coast Guard, may appeal therefrom in accordance with subpart 1.03 of this chapter.

[CGD 88-033, 54 FR 50381, Dec. 6, 1989]

Subpart 148.02—Vessel Requirements

§ 148.02-1 Shipping papers.

(a) Carriers may not accept for transportation nor transport by vessel in bulk any solid hazardous materials listed in § 148.01-7(a) of this part, unless the hazardous materials offered for such shipment is accompanied by a shipping paper on which the following information is shown:

(1) The shipping name and hazard class of the hazardous material as listed in § 148.01-7(a) of this part.

(2) The quantity of the hazardous material to be transported.

(3) The name and address of the U.S. shipper or his authorized representative.

(4) A certification which bears the following statement, signed by the shipper or his authorized representative: "This is to certify that the above-named hazardous material is properly

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named, prepared, and otherwise in proper condition for bulk shipment by vessel in accordance with the applicable regulations of the U.S. Coast Guard''.

(b) For import shipments, the consignee shall advise the carrier or foreign shipper (consignor) of the applicable U.S. Coast Guard regulations. The carrier or foreign shipper (consignor) shall then furnish the information required in paragraph (a) of this section, as advised by the consignee, either on the shipping papers or dangerous cargo manifest.

(c) The shipping paper required in paragraph (a) of this section must be kept on board the towing vessel along with the dangerous cargo manifest (§148.02-3 of this subpart) except when the shipment is by an unmanned barge in which case it may be kept on board the towing vessel. When an unmanned barge is moored, the shipping paper must remain on board the barge, in a readily retrievable location, such as a metal tube attached to the barge.

§ 148.02-3 Dangerous cargo manifest.

(a) Each vessel, except for unmanned barges, transporting solid hazardous materials in bulk under the terms of this part must have on board a dangerous cargo manifest, kept in a conspicuous place on or near the bridge house, on which the following information is entered:

(1) Name of vessel and official number. (If the vessel has no official number, the international radio call sign must be substituted.)

(2) Nationality of vessel.

(3) The name of the hazardous material as listed in §148.01-7(a) of this part.

(4) The hold(s) in which the material is being transported.

(5) The quantity of the material loaded in each hold.

(6) Date and signature of Master of the vessel's owner or his authorized representative to acknowledge correctness of the dangerous cargo manifest.

(b) [Reserved]

§ 148.02-5 Report of hazardous materials incidents.

In the event of an incident involving hazardous materials, an immediate re-

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port must be sent in accordance with 49 CFR 171.15.

Subpart 148.03—Minimum Transportation Requirements

§ 148.03-1 General.

The regulations in this subpart apply to each bulk shipment of a solid hazardous material listed in §148.01-7 of this part.

§ 148.03-3 Direction and observation.

Loading or off-loading of a solid hazardous material in bulk within the navigable waters of the U.S. must be conducted only under the direction and observation of a person assigned or employed for such duty by the vessel's master or owner or authorized representative.

§ 148.03-5 Prior to loading.

Prior to loading any solid hazardous material in bulk on board a vessel:

(a) Each hold must be thoroughly cleaned of all loose debris and dunnage; but permanent wooden battens or sheathing may remain in the hold; and

(b) Each hold and each bilge of that hold must be dry.

§ 148.03-7 During transport.

During the transport of a solid hazardous material in bulk, except for unmanned vessels, cargo shall be periodically inspected to ensure that there are no undetected increases in temperature in that cargo and that no other changes in the cargo are occurring that might affect the safety of his vessel and the results of these inspections shall be recorded in a log.

§ 148.03-11 Stowage conditions.

(a) Other hazardous materials cargo must not be stowed in the same hold or on deck above a hold in which a solid hazardous material in bulk is loaded.

(b) No explosive Class C, flammable liquid, flammable solid, flammable or nonflammable compressed gas, organic peroxide, or extremely dangerous poison may be stowed in any hold adjacent to a hold in which a solid hazardous material in bulk is loaded.

(c) All explosive Class A and B materials must be stowed longitudinally at